

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF MISSOURI  
SOUTHWESTERN DIVISION, SOUTHERN DIVISION**

In re:	)	Case No. 19-30506
	)	
MCINTIRE, LARRY MATTHEW	)	
MCINTIRE, CASSANDRA MARIE	)	Chapter 7
	)	
Debtors	)	

**OBJECTION TO CLAIM OF CAPITAL ONE AUTO FINANCE**

Comes now Movant Norman Rouse, Trustee and hereby objects to the Proof of Claim filed by creditor, Capital One Auto Finance in the amount of \$22,613.56<sub>2</sub> on 01/24/20. The court claim number is 5-1.

PURSUANT TO LOCAL RULE 3007-1 (B), THE CLAIMANT SHALL HAVE 30 DAYS AFTER SERVICE OF THE OBJECTION IN WHICH TO FILE A RESPONSE. THE RESPONSE SHALL BE IN WRITING AND STATE WHY THE CLAIM SHOULD BE ALLOWED AS FILED. IF A RESPONSE IS FILED, THE COURT WILL SCHEDULE A HEARING. IF NO TIMELY RESPONSE IS FILED, THE COURT WILL ENTER AN ORDER SUSTAINING THE OBJECTION TO THE CLAIM. PARTIES NOT REPRESENTED BY AN ATTORNEY SHALL MAIL A RESPONSE TO THE COURT AT THE ADDRESS BELOW. DEBTOR(S) NOT REPRESENTED BY AN ATTORNEY MUST BE SERVED A COPY OF THE RESPONSE BY MAIL.

The basis for the objection is as follows: (PLEASE CHECK ONLY THE APPLICABLE BOXES)

- ☐ Pursuant to Local Rule 3001-1, the claimant has not attached supporting documentation to the claim, and the claim should be disallowed in its entirety.
- ☐ The deadline for filing proofs of claim expired prior to the filing of the claim, so the claim should be disallowed in its entirety.
- ☒ The claim should be disallowed entirely because it is fully secured, and the estate should not pay a fully secured claim.
- ☐ The claim should instead be allowed as a (secured, priority or unsecured) claim in the amount of \$\_\_\_\_\_ because \_\_\_\_\_.
- ☐ The claim should instead be allowed as secured in the amount of \$\_\_\_\_\_ and unsecured in the amount of \$\_\_\_\_\_.

Dated: March 29, 2021

/s/ Norman Rouse, Trustee  
\_\_\_\_\_  
Norman Rouse, Trustee  
twelch@cwrcave.com

### **CERTIFICATE OF SERVICE**

I Norman Rouse hereby certify that a true and correct copy of the Objection to Claim was mailed to (affected creditors/unrepresented parties requesting notice) by first class mail on March 29, 2021.

**Capital One Auto Finance**  
**AIS Portfolio Services LP**  
**4515 N. Santa Fe Ave. Dept APS**  
**Oklahoma City, OK 73118**

Represented parties received notice electronically via the court's Electronic System.

Date: March 29, 2021

/s/ Norman Rouse  
\_\_\_\_\_  
Norman Rouse, Trustee